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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Our Case No. 03-214-A)

In re Application of:

) Bao, et al.

) Serial No.: 10/789,831

) Filed: February 27, 2004

) For: Label-Free Gene Expression Profiling
) With Universal Nanoparticle Probes in
) Microarray Assay Format

) Examiner: Martinell, James

) Group Art Unit: 1634

) Confirmation No.: 8249

FACSIMILE TRANSMITTAL LETTER

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Facsimile: 1-571-273-8300
Total Page(s): 8

Dear Sir:

In regard to the above identified application,

1. We are transmitting herewith the attached:
 - a) Response to Office Action dated August 14, 2006.
2. With respect to fees:
 - a) Please charge any underpayment or credit any overpayment to our Deposit Account, No. 13-2490.
3. **CERTIFICATE OF FACSIMILE UNDER 37 CFR § 1.8:** The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1, are being transmitted via facsimile (571-273-8300) to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 12, 2006.

Respectfully submitted,

Dated: Sept. 12, 2006

Emily Mao
Registration No. 35,285

McDonnell Boehnen Hulbert & Berghoff LLP
300 South Wacker Drive, 32nd Floor
Chicago, IL 60606
Telephone: (312) 913-0001
Fax: (312) 913-0002

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SEP 12 2006**RESPONSE TO THE OFFICE ACTION MAILED AUGUST 14, 2006**

Mail Stop AMENDMENTS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

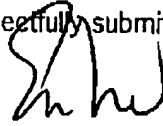
In response to the Office Action dated August 14, 2006 regarding a non-compliant response, the Applicants attach a replacement "Amendment to the Claims" section for the response filed on May 24, 2006. The replacement section includes the corrections of claim 1 and 28 to 30 as requested by the Examiner. It is believed that no fee is due in connection with this filing; however, if a further fee is due, please charge our Deposit Account No. 13-2490. In addition, if any extension of time not already accounted for is required, such extension is hereby petitioned for, and it is requested that any fee due for said extension be charged to the above-stated Deposit Account.

Reconsideration of this application is respectfully requested and a favorable determination is earnestly solicited. The Examiner is invited to contact the Applicants'

undersigned representative at (312) 913-0001 if the Examiner believes that this would be helpful in expediting prosecution of this application.

Date: Sept. 12, 2006

Respectfully submitted,



Emily Miao
Registration No. 35,285

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